

subpoena, court order or legal process to the General Counsel.

(b) *Notification by person served.* If any current or former officer, director, employee or agent of the Corporation, or any other person who has custody of exempt records belonging to the FDIC, is served with a subpoena, court order, or other process requiring that person's attendance as a witness concerning any matter related to official duties, or the production of any exempt record of the Corporation, such person shall promptly advise the Office of the Corporation's General Counsel of such service, of the testimony and records described in the subpoena, and of all relevant facts which may be of assistance to the General Counsel in determining whether the individual in question should be authorized to testify or the records should be produced. Such person should also inform the court or tribunal which issued the process and the attorney for the party upon whose application the process was issued, if known, of the substance of this section.

(c) *Appearance by person served.* Absent the written authorization of the Corporation's General Counsel, or designee, to disclose the requested information, any current or former officer, director, employee, or agent of the Corporation, and any other person having custody of exempt records of the Corporation, who is required to respond to a subpoena, court order, or other legal process, shall attend at the time and place therein specified and respectfully decline to produce any such record or give any testimony with respect thereto, basing such refusal on this section.

By Order of the Board of Directors.

Dated at Washington, DC this 27th day of June, 1995.

Federal Deposit Insurance Corporation.

Jerry L. Langley,

Executive Secretary.

[FR Doc. 95-16329 Filed 7-5-95; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

14 CFR Part 234

[Docket 50053]

RIN 2137-AC67

Airline Service Quality Performance Reports

AGENCY: Department of Transportation.

ACTION: Extension of comment period.

SUMMARY: This notice announces that the Bureau of Transportation Statistics is extending from July 5 to August 5,

1995, the deadline for submitting comments to the notice of proposed rulemaking concerning reporting by air carriers concerning their on-time performance.

DATES: Comments are now due August 5, 1995.

ADDRESSES: Comments should be submitted in duplicate to the Docket Clerk, Docket 50053, room PL 401, Office of the Secretary, Department of Transportation, 400 Seventh Street, SW., Washington, DC 20590.

FOR FURTHER INFORMATION CONTACT: Bernard Stankus, Office of Airline Information, K-25, Bureau of Transportation Statistics, 400 Seventh Street, SW., Washington, DC 20590, (202) 366-4387.

SUPPLEMENTARY INFORMATION: On June 5, 1995 (60 FR 29514), the Office of Airline Statistics, Research and Special Programs Administration of DOT (now the Office of Airline Information, Bureau of Transportation Statistics; see 60 FR 30195, June 8, 1995) published a notice of proposed rulemaking (NPRM) to amend the on-time flight performance reporting requirements. The central issue was whether air carriers should exclude mechanical delays from their on-time performance report. The public was given 30 days to respond to the NPRM.

On June 28, 1995, the Department received three different requests for extension of the comment period. In a letter to Secretary Peña, Senator Mark O. Hatfield asked that the comment period be extended 60 days. He noted that when DOT proposed changes to the on-time report process in the past, the docket was open for substantially longer periods of time. He further stated that the current proposal merits the same type of thoughtful and thorough review by all interested parties.

In a second letter to Secretary Peña, the National Consumers League asked that the comment period be extended for 60 days. It stated that it only recently became aware of the proposed change to exclude mechanical delays and cancellations from the carrier on-time performance ratings. Because on-time performance is now the number one concern of business travelers, the National Consumers League believes the public should be given more time to respond to the rulemaking.

American Airlines, Delta Air Lines, United Airlines and USAir filed a joint submission asking the Department to extend the comment period to September 5, 1995. The joint carriers stated that they need additional time to prepare comments that fully take into account the history of this issue, as well

as the merits of the Department's proposal. In addition, they note that we are now entering the peak vacation period and that critical personnel have not been available during the full period between issuance of the NPRM and the current comment closing date.

Two answers were filed opposing the extension. Southwest Airlines stated that the joint carriers failed to provide a credible basis for an extension and criticized the last minute nature of the filing. It stated that the "peak vacation period" argument is both unconvincing and irrelevant, and that the carriers are seeking a lengthy extension in order to delay a ruling. They concluded by stating that all parties deserve certainty on this issue instead of an unending period of further debate and skirmishing.

Northwest Airlines strongly opposed the request for extension. It stated that the Department has before it a pressing safety issue that requires immediate action, and that neither procrastination nor vacation schedules should stand in the way of the Department's resolution of this issue.

We are granting a one-month extension. This action serves to facilitate the submission of informed comments, while not unduly delaying the proceeding. DOT believes this action will not prejudice the position of any party.

Issued in Washington on June 30, 1995.

Timothy E. Carmody,

Acting Director, Office of Airline Information, Bureau of Transportation Statistics.

[FR Doc. 95-16682 Filed 7-3-95; 11:26 am]

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DEPARTMENT OF THE INTERIOR

Office of Surface Mining Reclamation and Enforcement

30 CFR Part 944

Utah Regulatory Program

AGENCY: Office of Surface Mining Reclamation and Enforcement, Interior.

ACTION: Proposed rule; reopening and extension of public comment period on proposed amendment.

SUMMARY: OSM is announcing receipt of revisions pertaining to a previously proposed amendment to the Utah regulatory program (hereinafter, the "Utah program") under the Surface Mining Control and Reclamation Act of 1977 (SMCRA). The revisions for Utah's proposed rules pertain to normal husbandry practices and Utah's "Vegetation Information Guidelines."